Derek Wolman (DW 9720) Susan M. Smith (SS 8649) SNOW BECKER KRAUSS P.C. 605 Third Avenue, 25th Floor New York NY 10158 (212) 687-3860 Attorneys for Defendants

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT NEW YORK

MERCHANT CASH & CAPITAL LLC,

•

Plaintiff,

-against-

FRIED OKRA, INC., d/b/a THOROUGHBREDS RESTAURANT, THOROUGHBREDS

RESTAURANT LP, and TONY BENNETT,

Defendants.

NOTICE OF APPEARANCE

Civil Action No.: 07 CIV 10345

PLEASE TAKE NOTICE that Snow Becker Krauss P.C. hereby appears as counsel for Defendants, Fried Okra, Inc., d/b/a Thoroughbreds Restaurant, Thoroughbreds Restaurant LP, and Tony Bennett (collectively, the "Defendants") in the above captioned action, and demands that all documents, pleadings, notices, and other correspondence given or required to be given to the Defendants in this case, be served upon the undersigned attorneys on Defendants' behalf, at the address set forth below.

Dated: New York, New York January 23, 2008

SNOW BECKER KRAUSS P.C.

Attorneys for Defendants 605 Third Avenue, 25th Floor

New York, NY 101587

(212) 687-3860

Derek Wolman (DW - 9720)

Susan M. Smith (SS 8649)

To: Bennett, Giuliano, Mc Donnell & Perrone, LLP Attorneys for Plaintiff
494 Eighth Avenue, 7th Floor
New York NY 10001
(646) 328-0120